11. (New) The method of Claim 1 wherein the high density polyethylene layer is attached to the ethylene vinyl alcohol layer by an adhesive layer interposed between the high density polyethylene layer and the ethylene vinyl alcohol layer.

12. (New) The multi-layer plastic container of Claim 7 wherein the high density polyethylene layer is attached to the ethylene vinyl alcohol layer by an adhesive layer interposed between the high density polyethylene layer and the ethylene vinyl alcohol layer.

REMARKS

Claims 1-3 and 5-10 were previously pending in this application. No claims were canceled; claims 1 and 7 were amended; and Claims 11 and 12 were added. Consequently, Claims 1-3 and 5-12 are now pending. Reconsideration of the claims is respectfully requested.

CONCLUSION

The examiner is invited to call the undersigned at the below-listed telephone number if in the opinion of the examiner such a telephone conference would expedite or aid the prosecution and examination of this application. The Commissioner is hereby authorized to charge any additional payment that may be due or credit any overpayment to Deposit Account No. 50-0392.

Respectfully submitted,

Colin P. Cahoon

Registration No. 38,836

Attorney for Applicants

CARSTENS, YEE & CAHOON, L.L.P.

P.O. Box 802334

Dallas, TX 75380

(972) 367-2001

(972) 367-2002 Fax

APPENDIX

REDACTED CLAIMS:

- 1. (Once Amended) A method for making a plastic dry food container, said method comprising the steps of:
 - a) forming a thin sheet <u>comprising a layer</u> of ethylene vinyl alcohol film as an innermost surface of the container <u>and a layer of high density polyethylene as a second</u> <u>layer attached to said ethylene vinyl alcohol layer;</u>
 - b) placing a dry food product within said container, wherein the dry food product comes into contact with the ethylene vinyl alcohol film and acts as a desiccant to draw moisture away from the ethylene vinyl alcohol film; and
 - c) sealing said container.
- 7. (Once Amended) A multi-layer plastic container comprising:

an inner-most layer of ethylene vinyl alcohol, said layer of ethylene vinyl alcohol being less than 0.5 mils thick;

a second layer of high density polyethylene; and

a dry food product having desiccant properties sealed within said container.

- 11. (New) The method of Claim 1 wherein the high density polyethylene layer is attached to the ethylene vinyl alcohol layer by an adhesive layer interposed between the high density polyethylene layer and the ethylene vinyl alcohol layer.
- 12. (New) The multi-layer plastic container of Claim 7 wherein the high density polyethylene layer is attached to the ethylene vinyl alcohol layer by an adhesive layer interposed between the high density polyethylene layer and the ethylene vinyl alcohol layer.